

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

Gregory Apel,

Plaintiff,

V.

Cavalry Portfolio Services, LLC; and DOES 1-10, inclusive,

Defendant.

Civil Action No.: 11cv0161

**NOTICE OF WITHDRAWAL OF COMPLAINT AND VOLUNTARY  
DISMISSAL OF ACTION WITH PREJUDICE  
PURSUANT TO RULE 41(a)**

Gregory Apel ("Plaintiff"), by Plaintiff's attorney, hereby withdraws the complaint and voluntarily dismisses this action, with prejudice, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i).

Dated: April 5, 2011

Respectfully submitted,

By: /s/ Sergei Lemberg

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 5, 2011, a true and correct copy of the foregoing Notice of Withdrawal was served electronically by the U.S. District Court for the Southern District of New York Electronic Document Filing System (ECF) and that the document is available on the ECF system.

By /s/ Sergei Lemberg

Sergei Lemberg